

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO TEXAS DIVISION**

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|---------------------------|---|---|
| JOSEPH OLINICK, | § | |
| | § | |
| Plaintiff, | § | |
| | § | |
| v. | § | Civil Case No. 6:11-cv-00148-WSS |
| | § | |
| CARDWORKS SERVICING, LLC, | § | |
| | § | |
| Defendant. | § | |
| | § | |

STIPULATION TO DISMISS

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff, JOSEPH OLINICK (“Plaintiff”), and Defendant, CARDWORKS SERVICING, LLC, (“Defendant”), through their counsel, stipulate that the dispute between the parties has been resolved, and the parties agree to dismiss this case, with prejudice, both sides to bear their own fees and costs. Therefore, the parties respectfully request this Honorable Court dismiss this case, with prejudice, both sides to bear their own fees and costs.

Dated: December 1, 2011

RESPECTFULLY SUBMITTED,
KROHN & MOSS, LTD.

By: /s/ Michael S. Agruss
Michael S. Agruss
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Attorney for Plaintiff,
JOSEPH OLINICK

Dated: December 1, 2011

RESPECTFULLY SUBMITTED,
BUSH & RAMIREZ, LLC

By: /s/ Keith Wier

Keith Wier
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Attorneys for Defendant,
CARDWORKS SERVICING, LLC

PROOF OF SERVICE

On December 1, 2011, I served the following documents: **STIPULATION TO DISMISS**

On the parties listed below:

Keith Wier
Bush & Ramirez, LLC
24 Greenway Plaza, Suite 1700
Houston, TX 77046

Attorney for Defendant

By the following means of service:

- [X] **BY ELECTRONIC SERVICE:** the documents above were delivered electronically through the Court's ECF/PACER electronic filing system, as stipulated by all parties to constitute personal service.
- [X] **FEDERAL:** I declare under penalty of perjury under the laws of Illinois that the above is true and correct.

Executed on December 1, 2011, in Chicago, Illinois.

By: /s/ Michael S. Agruss
Michael S. Agruss